DOCKET NO.: ISIS-2169



PATENT DENNY
B. W. S (97)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Christensen et al.

Serial No.: 08/612,661

Group Art Unit: 1809

Filed: March 8, 1996

Examiner: A. Marschel

For:

SUBSTITUTED NUCLEIC ACID MIMICS

| being deposited with the | ation No. 33,307 certify<br>U.S. Postal Service as F<br>he Assistant Commission | irst Class m | ail in an | 7    |
|--------------------------|---|--------------|-----------|------|
| on DEC. 4                | 1997  | 3800         | <u> </u>  |      |
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| Jaseph Lucci Reg. No.    | 33,307  | 08           |           | i.l. |
|                          |   |              |           |      |

Assistant Commissioner for Patents Washington DC 20231

Dear Sir:

# STATEMENT TO SUPPORT FILING AND SUBMISSION IN ACCORDANCE WITH 37 CFR §§ 1.821 THROUGH 1.825

- ( ) I hereby state, in accordance with the requirements of 37 C.F.R. §1.821(f), that the contents of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 CFR §1.821(c) and (e), respectively are the same.
- ( ) I hereby state that the submission filed in accordance with 37 CFR §1.821(g) does not include new matter.
- ( ) I hereby state that the submission filed in accordance with 37 CFR §1.821(h) does not include new matter or go beyond the disclosure in the international application as filed.
- (XX) I hereby state that the amendments, made in accordance with 37 CFR §1.825(a), included in the substitute sheet(s) of the Sequence Listing are supported throughout the application, as filed. I hereby state that the substitute sheet(s) of the Sequence Listing does (do) not include new matter.
- (XX) I hereby state that the substitute copy of the computer readable form, submitted in accordance with 37 CFR §1.825(b), is the same as the amended Sequence Listing.

( ) I hereby state that the substitute copy of the computer readable form, submitted in accordance with 37 CFR §1.825(d), contains identical data to that originally filed.

Date: DEC. 4,1997

Joseph Lucci

Reglistration No. 33,307

WOODCOCK WASHBURN KURTZ
MACKIEWICZ & NORRIS LLP
One Liberty Place - 46th Floor
Philadelphia, PA 19103
(215) 568-3100





RESPONSE UNDER 37 CFR.1.116 EXPEDITED PROCEDURE EXAMINING GROUP NO. 1809

PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Christensen, et al.

08/612,661 Serial No.:

Filed: March 8, 1996

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Examiner:

A. Marschel

For: SUBSTITUTED NUCLEIC ACID MIMICS

I, Joseph Lucci, Registration No. 33,307 certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

On December 4, 1997

Registration No. 33,307

Box AF Assistant Commissioner for Patents Washington DC 20231

## AMENDMENT TRANSMITTAL LETTER AND REQUEST FOR EXTENSION OF TIME

Transmitted herewith is an amendment in the aboveidentified application.

- ( Small entity status of this application under 37 CFR 1.9 and 37 CFR 1.27 has been established by a verified statement previously submitted.
- A verified statement claiming small entity status under 37 CFR 1.9 and 37 CFR 1.27 is enclosed.
- Statement to Support Filing and Submission of (XX) DNA/Amino Acid Sequences in Accordance with 37 CFR §§ 1.821 through 1.825.

The fee for additional claims presented in this amendment has been calculated as follows:

|                             |  |   |              | SMALI  | ENTITY    |           | OTHER<br>SMALL |     |
|-----------------------------|--|---|--------------|--------|-----------|-----------|----------------|-----|
|                             | Claims<br>Remaining<br>After<br>Amendment      | Highest<br>Number<br>Previously<br>Paid for | No.<br>Extra | Rate   | Fee       | <u>OR</u> | Rate           | Fee |
| Total<br>Claims             | 19   | 20<br>(at least 20)                         | -0-          | x\$11= | \$        | <u>OR</u> | x\$22=         | \$  |
| Indep.<br>Claims            | 1  | 3<br>(at least 3)                           | -0-          | x\$41= | \$        | <u>OR</u> | x\$82=         | \$  |
|                             | First Presentation Multiple Dependent Claims + |   | \$135=       | \$0    | <u>OR</u> | \$270=    | \$             |     |
| Total fee for added claims: |  | ims:  | \$0          |        |           | \$        |                |     |

(XX) Request is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of <u>August 5</u>, 1997 to and through <u>December 5</u>, 1997, comprising an extension of the shortened period of <u>one</u> months:

|                                       | SMALL ENTITY |         | OTHER THAN SMALL<br>ENTITY |         |  |
|---------------------------------------|--------------|---------|----------------------------|---------|--|
| One Month                             | XX           | \$ 55   |                            | \$ 110  |  |
| Two Months                            |              | \$200   |                            | \$ 400  |  |
| Three Months                          |              | \$475   |                            | \$ 950  |  |
| Four Months                           |              | \$755   |                            | \$1,510 |  |
| Additional fee for extended response: |              | \$55.00 |                            |         |  |

Applicant(s) has/have not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.207.

## Total fee required

\$ 55.00

Please charge my Deposit Account No. 23-3050 in the amount of \$\_\_\_\_\_. This sheet is attached in triplicate.

| ( )                          | An extension for has already been secured and the fee paid therefore of \$ is deducted from the total fee due for the total months of extension now requested.  |
|------------------------------|---|
|                              | Extension fee due with this request   |
|                              | \$  |
| (XX)                         | A check in the amount of \$\frac{55.00}{55.00}\$ is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.  |
| (XX)                         | The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in triplicate.      |
|                              | (XX) Any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims.   |
|                              | (XX) Any additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).  |
| (XX)                         | The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in triplicate. |
|                              | (XX) Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).   |
|                              | ( ) The issue fee set in 37 CFR 1.18 at or before<br>mailing of the Notice of Allowance, pursuant to 37<br>CFR 1.311(b).  |
|                              | (XX) Any filing fees under 37 CFR 1.16 including fees for presentation of extra claims.   |
| Date:                        | December 4, 1997  Joseph Lucci  Registration No. 33,307   |
| MACKIE<br>One Lil<br>Philade | CK WASHBURN KURTZ<br>WICZ & NORRIS LLP<br>berty Place - 46th Floor<br>elphia, PA 19103<br>568-3100  |